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February 29, 2008

*Via ECFS*

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W., Suite TW-A325  
Washington, D.C. 20554

**Re: EB Docket No. 06-36 – Annual CPNI Compliance Certification**

Dear Secretary Dortch:

AirCell LLC, by its attorneys and pursuant to the Commission's January 29, 2008, *Public Notice* issued in the above-referenced proceeding (DA 08-171), hereby submits its attached Section 64.2009(e) CPNI Certification together with its accompanying explanatory statement.

Consistent with the requirements of the *Public Notice*, two copies of this submission are being delivered to the Enforcement Bureau and one copy is being delivered to the Commission's copy contractor, Best Copy and Printing, Inc.

Please address any questions concerning this submission to the undersigned.

Respectfully submitted,

*/s/ David L. Martin*

David L. Martin

cc: Enforcement Bureau, Telecommunications Consumers Division  
Best Copy and Printing, Inc.

**AIRCELL LLC**  
**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for **2007**

Date filed: **February 29, 2008**

Name of company covered by this certification: **AirCell LLC**

Form 499 Filer ID: **822226**

Name of signatory: **William J. Gordon**

Title of signatory: **Vice President, Regulatory Affairs**

I, William J. Gordon, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. § 64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken any actions against data brokers in the past year.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

Signed: William J. Gordon

William J. Gordon  
Vice President, Regulatory Affairs  
AirCell LLC  
1725 I Street, N.W.  
Suite 300  
Washington, DC 20006  
(202) 349-3834

**AirCell LLC**  
**Explanatory Statement Regarding**  
**CPNI Compliance**

AirCell LLC (“AirCell”) is a specialized reseller of satellite telecommunications services to the general aviation market. AirCell has a limited customer base of approximately 5,000, most of which are independent corporate and fractional aircraft owners/operators.

AirCell does not use CPNI for marketing purposes, nor does AirCell disclose or permit access to CPNI to third parties for marketing purposes. Therefore, requirements contained in the CPNI rules relating to the process for obtaining customer consent for the use of CPNI for marketing purposes are not applicable to AirCell. Should AirCell change its policies in the future, it will ensure that the appropriate procedures are in place for obtaining customer consent.

AirCell provides adequate safeguards to protect against the unauthorized release of CPNI. Access to CPNI is not provided in person, as AirCell does not have retail stores. CPNI is not released in response to customer-initiated telephone calls until the customer has been properly authenticated. No call detail information is released in response to customer-initiated telephone calls, although AirCell representatives will discuss call detail information that is first provided by the customer. Otherwise, requests for call detail information are satisfied by contacting the authorized account representative at the telephone number or address (including e-mail address) of record. Online access to CPNI is available only through the use of customer-generated passwords, for which AirCell does not prompt the use of biographical or account information. The authorized account representative is notified whenever there has been a change to a password or to account details (*e.g.*, account address).

AirCell has not experienced any known breaches of CPNI to date. However, AirCell is aware of its obligation to report any breaches to law enforcement agencies via the breach reporting facility located at <https://www.cpnireporting.gov/>. AirCell further understands that it may not notify the affected customer for seven days after reporting the breach. AirCell will retain for two years records relating to any discovered breaches.

AirCell takes seriously its obligation to safeguard CPNI. AirCell has trained its employees with access to CPNI on the limited purposes for which they are authorized to use CPNI, and on the critical importance of adequately protecting CPNI from misuse or unauthorized disclosure. It is AirCell policy that any employee who fails to follow AirCell policies and procedures with regard to CPNI will be subject to disciplinary action.